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FISCAL IMPACT STATEMENT

LS 7097

BILL NUMBER: HB 1219

NOTE PREPARED: Mar 26, 2013

BILL AMENDED: Mar 21, 2013

SUBJECT: Privacy of Law Enforcement Officer Addresses.

FIRST AUTHOR: Rep. Karickhoff

FIRST SPONSOR: Sen. Crider

BILL STATUS: As Passed Senate

FUNDS AFFECTED: **GENERAL**
 DEDICATED
 FEDERAL

IMPACT: Local

Summary of Legislation: Beginning July 1, 2014, the bill allows a city, town, county, or township (local unit) that operates a public Internet web site data base containing the names and addresses of property owners to establish a procedure to permit a law enforcement officer, a judge, or a victim of domestic violence who participates in the Attorney General's Address Confidentiality Program (covered person) to restrict disclosure to the general public of the covered person's home address.

The bill provides that a covered person must submit a written request to a unit in order for the unit to restrict access to the covered person's home address through a public property data base web site. The bill also provides that the unit must restrict access to the information of a covered person until the covered person submits a written request to the unit to allow access to the information.

It provides that if a covered person: (1) has a name change; and (2) notifies the unit in writing of the name change; the unit must prevent disclosure of the covered person's home address and both the covered person's former name and new name.

The bill allows a unit to charge a reasonable fee, and it provides immunity from civil liability for certain units that restrict address disclosure.

Effective Date: July 1, 2013.

Explanation of State Expenditures:

Explanation of State Revenues:

Explanation of Local Expenditures: Local units that choose to establish a procedure that restricts disclosure of covered individuals' home addresses could incur increased costs to modify existing data bases. The costs would be based on the number of covered individuals residing in the local unit and the number of existing records outside of an interactive data base that would have to be redacted.

Explanation of Local Revenues: Under the bill, the cost of modifying a database or redacting data may be offset with a reasonable fee that may be charged of covered individuals who request this access limitation.

Background: In 2005, county recorders were required to redact social security numbers from documents filed or recorded. Statute allows the county recorder to collect a \$2 county identification security protection fee for recording or filing a document.

While the redaction of social security numbers applies to all documents of all residents, under the bill, only records associating the name of a judge, law enforcement officer, or a victim of domestic violence would have to be removed or otherwise made unsearchable.

State Agencies Affected:

Local Agencies Affected: All.

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